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ATTORNEY'S DOCKET NO: M0995/7002/PJG/AR

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Edward L. Bayiates

Serial No:

09/478,156

Filed:

January 5, 2000

For:

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Examiner:

Art Unit:

Group 2700

CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

The undersigned hereby certifies that this document is being placed in the United States mail with first-class postage attached, addressed to Assistant Commissioner for Patents, Washington, D.C. 20231, on the 31st day of January, 2000.

Peter J. Gordon

Assistant Commissioner for Patents Washington, D.C. 20231

STATEMENT FILED PURSUANT TO THE DUTY OF DISCLOSURE UNDER 37 CFR §§1.56, 1.97 AND 1.98

Sir:

Pursuant to the duty of disclosure under 37 C.F.R. §§1.56, 1.97 and 1.98, the Applicant requests consideration of this Information Disclosure Statement.

PART I: Compliance with 37 C.F.R. §1.97

A. [x] This Information Disclosure Statement has been filed (check 1, 2 and/or 3 below)

- 1. [x] within three months of the filing date of a National Application.
- 2. [] within three months of the filing date of the entry of the National Stage, as set forth in 37 C.F.R. §1.491, in an International application.

3. [] before the mailing date of a first Office Action on the merits in the above-identified case.

No fee or certification is required.

PART II - Information Cited

[x] A. The Applicant hereby makes of record in the above-identified application the information listed on the attached form PTO-1449 (modified). The order of presentation of the references should not be construed as an indication of the importance of the references.

[] B. The Applicant hereby makes the following additional information of record in the above-identified application:

PART IV: Remarks

A copy of each of the above-identified information is enclosed unless otherwise indicated on the attached form PTO-1449 (modified). It is respectfully requested that:

- 1. The Examiner consider completely the cited information, along with any other information, in reaching a determination concerning the patentability of the present claims;
- 2. The enclosed form PTO-1449 be signed by the Examiner to evidence that the cited information has been fully considered by the Patent and Trademark Office during the examination of this application;
- 3. The citations for the information be printed on any patent which issues from this application.

By submitting this Information Disclosure Statement, the Applicant makes no representation that a search has been performed, of the extent of any search performed, or that more relevant information does not exist.

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, material to patentability as defined in 37 C.F.R. §1.56(b).

By submitting this Information Disclosure Statement, the Applicant makes no representation that the information cited in the Statement is, or is considered to be, in fact, prior art as defined by 35 U.S.C. §102.

Notwithstanding any statements by the Applicant, the Examiner is urged to form his own conclusion regarding the relevance of the cited information.

An early and favorable action is hereby requested.

Respectfully submitted,

By

Peter J/Gordon

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Docket No. M0995/7002

Dated: January 1, 2000

FORM PTO-1449(Modified) ATTY. DOCKET NO. M0995/7002 SERIAL NO. 09/478,156 APPLICANT Edward L. Bayiates LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT FILING DATE January 5, 2000 **GROUP U.S. PATENT DOCUMENTS** Exam Ref Sub **FILING DATE** Init Des Document No. Date Name Class Class If Appropriate 12/21/99 6,006,226 Cullen et al. 707 6 6,003,069 12/14/99 Cavill FEB 0 2 2000 709 205 9 5,978,477 11/2/99 Hull et al. 380 5,956,422 9/21/99 Alam 382 181 TRADE 5,737,442 4/7/98 Alam 382 181 5,572,601 11/5/96 Bloomberg 382 175 Sanchez 5,528,734 6/18/96 395 115 1/3/95 5,379,376 Bednowitz 395 162 5,119,465 6/2/92 Jack et al. 395 500 FOREIGN PATENT DOCUMENTS Pub. Country & Sub Translation Doc. No. (11) Date (43) Class Class Yes No OTHER ART (Including Author, Title, Date, Pertinent Pages, Publication, Etc.) RECEIVED APR 2 4 2000 **Group 2700** * a copy of this reference is not provided as it was previously cited by or submitted to the office in a prior application, Serial No. , filed , and relied upon for an earlier filing date under 35 U.S.C. 120 (continuation,

EXAMINER DATE CONSIDERED

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant

continuation-in-part, and divisional applications).